

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: I. Odidi and A. Odidi)
Serial No.: 09/166,701)
Filed: October 5, 1998)
Title: Controlled Release Pharmaceutical Delivery)
Device and Process for Preparation Thereof)



Group Art Unit: ~~1614~~

Examiner:

1617
Webman

JAN 19 1999
GROUP 1800

CERTIFICATE MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents Washington, D.C. 20231.

January 11, 1999
Date of Signature
and of Mail Deposit


Ariel Collazo

Assistant Commissioner for Patents
Box IDS
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. This Information Disclosure Statement is being filed before issuance of an Office Action on the merits.

Copies of the listed documents are attached.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an

admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-1448.

Respectfully submitted,
FOLEY, HOAG & ELIOT, LLP

By: *I. Clauss*
Isabelle M. Clauss, Ph.D.
Reg. No. (see attached)

Dated: January 11, 1999
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UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE



LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

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This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

Expires: April 16, 1999

A handwritten signature in cursive script, appearing to read "Karen L. Bovard".

Karen L. Bovard, Director
Office of Enrollment and Discipline